GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Revenue Department - Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram, now retired - Disciplinary proceedings under rule - 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 - Articles of charge - Issued.

REVENUE (VIGILANCE-I) DEPARTMENT

G.O.Rt.No.729 **Dated: 10.08.2023**

Read:

G.O.Ms.No.393, Revenue (Vigilance. I) Dept., Dt: 10.08.2023

ORDER:

In pursuance to the G.O read above, it is proposed to hold an enquiry against Sri Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram now retired with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of Charges (Annexure - I). A list of documents by which, and a list of witnesses by whom the articles of charges are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram now retired is directed to submit a written statement of his defense within 10 days of receipt of this order.

4. Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram now retired is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram now retired is further informed that if they do not submit his written statement of defense on or before the date specified in para 3 above further action will be processed based on the material available.

6. Attention of Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram now retired invited to Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram now retired is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964.

7. The receipt of the Memorandum may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram now retired (Through the Chief Commissioner of Land Administration, A.P., Mangalagiri for service and to return the served copy with dated acknowledgement immediately (By RPAD))

The Chief Commissioner of Land Administration, A.P., Mangalagiri.

Copy to:

The District Collector, East Godavari District

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - I

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI CH.BHANU PRASAD, THE THEN SPECIAL COLLECTOR (LA), POLAVARAM IRRIGATION PROJECT, RAJAMAHENDRAVARAM NOW RETIRED.

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Article of charge:

That the said Sri Ch.Bhanu Prasad, the then Special Collector (L.A), Polavaram Irrigation Project, Rajamahendravaram now retired, while working as Special Collector(L.A.),PIP, Rajamahendravaram, has accorded permission for payment of compensation to the purchasers without examining the proposals submitted by Special Deputy Collector (L.A.) LMC Unit-1, Rajamahendravaram. The slack supervision and negligence in verification of records before according permission for payment of land compensation lead to wrong payment to ineligible persons causeing loss to the Government exchequer and done injustice to the original assignees. Being a responsible Government Officer in the cadre of Special Collector, it is his legitimate duty to verify the genuineness of the records before according permission.

Thus, Sri Ch.Bhanu Prasad, the then Special Collector (L.A), Polavaram Irrigation Project, Rajamahendravaram now retired by his above mentioned acts, has failed to discharge his legitimate duties, showed negligent attitude in protecting the interests of the Government and carelessness in official duties, which is unbecoming of a Government Servant. Thus the individual has violated Rule 3-B of A.P. Civil Services (Conduct) Rules, 1964.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI CH.BHANU PRASAD, THE THEN SPECIAL COLLECTOR(LA), POLAVARAM IRRIGATION PROJECT, RAJAMAHENDRAVARAM NOW RETIRED PRESENTLY WORKING AS REVENUE DIVISIONAL OFFICER. NARSIPATNAM, ANAKAPALLI DISTRICT.

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On receipt of five complaints from Sri Inapurapu Suryanarayana, R/o Kakinada which was filed before the Hon'ble Lokayuktha, Hyderabad for conduct of enquiry on the Officers who are not followed due process in payment of compensation to the assignees of Krishnunipalem Village of Gokavaram Mandal under Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013. As per the instructions of the erstwhile District Collector, the erstwhile Joint Collector- RB&R, E.G has conducted enquiry and submitted report.

Allegations:

- Sri Ch.Bhanu Prasad, the then Special Collector(LA), Polavaram Irrigation Project, Rajamahendravaram now retired has accorded permission for payment of compensation to the purchasers without examining the proposals submitted by Special Deputy Collector (LA) LMC Unit-1, Rajamahendravaram.

- Being a responsible Government Servant and being discharging duties as supervisory officer, it is his bound duty to crosscheck the proposals send by the concerned Land Acquisition Officer with the revenue records properly and has to verify the genuineness of the assigned lands/assignees by obtaining from the concerned Tahsildars before according permission for making process of payment to the land loosers.

- He failed to verify the veracity of the documents produced by the purchasers and Revenue records. Without obtaining of the genuineness of the assigned lands/assignees, he accorded permission for payment of amount to the purchasers to their full extent though the matter was referred and pending with the Tahsildar.

The Joint Collector (RB&R), Erstwhile East Godavari District while submitting his Abstract of Recommendations against all the delinquent officers involved in this case, have stated that, Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram, now retired, accorded permission for payment of compensation to the purchasers without examining the proposals submitted by Special Deputy Collector (LA) LMC Unit-1, Rajamahendravaram. His negligence and dereliction of duties leads in payment of Government money to the ineligible persons and causing legal litigations and loss to Government exchequer

While stating as above, the Joint Collector (RB&R), Erstwhile East Godavari District has recommended for initiation of Disciplinary action under Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 against Sri Ch.Bhanu Prasad, the then Special Collector (LA), Polavaram Irrigation Project, Rajamahendravaram, now retired

Hence the charge.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SRI CH.BHANU PRASAD, THE THEN SPECIAL COLLECTOR (LA), POLAVARAM IRRIGATION PROJECT, RAJAMAHENDRAVARAM NOW RETIRED ARE PROPOSED TO BE SUSTAINED.

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1) Lokayukta Complaints No.93, 94,100,101,102 of 2022, dt.01.02.2022 filed before Hon'ble Lokayukta, Hyderabad.
2) Report of the Enquiry Officer & Erstwhile Joint Collector -RB&R, East Godavari District, Kakinada vide Ref.A5/52/2022, dt.26.03.2022.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI CH.BHANU PRASAD, THE THEN SPECIAL COLLECTOR (LA), POLAVARAM IRRIGATION PROJECT, RAJAMAHENDRAVARAM NOW RETIRED ARE PROPOSED TO BE SUSTAINED.

-NIL-

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER